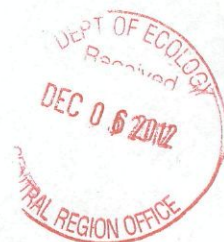




STATE OF WASHINGTON
**APPLICATION FOR CHANGE/TRANSFER
OF WATER RIGHT**



For filing with the Department of Ecology or with County Conservancy Boards

**A NON-REFUNDABLE MINIMUM FEE OF \$50.00 PAYABLE TO THE DEPARTMENT OF
ECOLOGY MUST ACCOMPANY THIS APPLICATION**

(Check all that apply.)

- ☐ Change purpose(s) of use
☐ Add purpose(s) of use
☒ Change point(s) of diversion/withdrawal
☐ Add point(s) of diversion/withdrawal
☐ Change/transfer place of use
☒ Other (i.e. consolidation, intertie, trust water)

Explain: **Change POD Roaring Creek to Entiat,
transfer Water in Roaring Creek to trust.**

FOR OFFICE USE ONLY

CHANGE No. CS4-02012J
WRIA 46 C10A10
DATE ACCEPTED 01/17/2013 BY S
FEE \$ EXEMPT REC'D 12/06/2012
CHECK No. COST REIMBURSEMENT
SEPA: ☐ Exempt ☐ Not exempt

****IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS (PLEASE PRINT OR TYPE CLEARLY)****

1. Applicant Information:

| | | |
|--|-----------|----------------|
| APPLICANT/BUSINESS NAME Roaring Creek Water Users (See Attachment A) | PHONE NO. | FAX NO. () |
| ADDRESS | | |
| CITY | STATE | ZIP CODE |

| | | |
|--|------------------------------------|----------------------------------|
| CONTACT NAME (IF DIFFERENT FROM ABOVE) Jason Hatch, Trout Unlimited-Washington Water Project | PHONE NO. (509) 881-5464 | FAX NO. (509) 888-4352 |
| ADDRESS 103 Palouse #14 | | |
| CITY Wenatchee | STATE WA | ZIP CODE 98801 |

2. Water Right Information:

| | |
|--|-------------------------------------|
| WATER RIGHT OR CLAIM NUMBER S4-02012JC | RECORDED NAME(S) Detwiler |
| DO YOU OWN THE RIGHT TO BE CHANGED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO | |
| IF NO, PROVIDE OWNER(S) NAME and ADDRESS: | |
| HAS THE WATER BEEN PUT TO BENEFICIAL USE IN THE LAST FIVE (5) YEARS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO | |

Please attach copies of any documentation that demonstrates consistent, historical use of water since the right was established. Also, if you have a water system plan or conservation plan, please include a copy with your application. See Attachment B.

34-02012ALWRLS

FOR OFFICE USE ONLY

APP. NO. _____ PERMIT NO. _____ CERT. NO. _____ CERT. OF CHANGE NO. _____

CS4-02012J

3. Point(s) of Diversion/Withdrawal:

A. Existing

| SOURCE | NO. | ¼ | ¼ | SEC. | TWP. | RGE. | PARCEL # | WELL TAG # |
|---------------|-----|----|----|------|------|------|--------------|------------|
| Roaring Creek | | SW | SE | 4 | 25 | 20 | 252004000050 | |
| Roaring Creek | | SW | SW | 3 | 25 | 20 | | |

B. Proposed

| SOURCE | NO. | ¼ | ¼ | SEC. | TWP. | RGE. | PARCEL # | |
|----------------------------------|-----|----|----|------|------|------|---|--|
| Well (alt. 1) | | SW | SW | 3 | 25 | 20 | 252004440050 | |
| Well (alt. 2) | | SW | SW | 3 | 25 | 20 | 252004440100 | |
| Entiat River (alternative 1-POD) | | NE | SW | 3 | 25 | 20 | County right of way below Roaring Creek Bridge | |
| Entiat River (alternative 2-POD) | | NW | NW | 3 | 25 | 20 | County right of way, below Old Roaring Creek bridge | |

Parcel # are incorrect

DO YOU OWN THE EXISTING AND PROPOSED POINT(S) OF DIVERSION/WITHDRAWAL?
EXISTING: X YES PROPOSED: X YES, PROVIDE OWNER(S) NAME: Michael Cada (Irrigation Well)
Proposed: NO, PROVIDE OWNER(S) NAME: Chelan County Office of Public Works

Please include copies of all water well reports involved with this proposal. Also, if you know the distances from the nearest section corner to the above point(s) of diversion/withdrawal, please include that information in Item No. 6 (remarks) or as an attachment.

4. Purpose of Use:

A. Existing

| PURPOSE OF USE | GPM or CFS | ACRE-FT/YR | PERIOD OF USE |
|----------------|------------|------------|---|
| Irrigation | 0.24 cfs | | period of time can be beneficially used |
| | | | |

B. Proposed

| PURPOSE OF USE | GPM or CFS | ACRE-FT/YR | PERIOD OF USE |
|--------------------------------|------------|------------|----------------------|
| Irrigation (from well) | 0.19 cfs | | April 1 - October 31 |
| Irrigation from Entiat River | 0.05 cfs | | April 1 - October 31 |
| Instream Flow in Roaring Creek | 0.24 cfs | | April 1 - October 31 |

5. Place of Use:

A. Existing

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:

| ¼ | ¼ | SEC. | TWP. | RGE. | COUNTY | PARCEL # | # OF ACRES |
|----|----|------|------|------|--------|----------|------------|
| SW | SW | 3 | 25 | 20 | Chelan | | 9.6 |

DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? YES NO – IF NO, PROVIDE OWNER(S) NAME:
Parcels: 252003330150, 252003330050, 252003330100

B. Proposed

Irrigation is proposed on lands within the following locations. A trust water right for instream flow would be in Roaring Creek from the current PODs to the confluence with the Entiat River.

| ¼ | ¼ | SEC. | TWP. | RGE. | COUNTY | PARCEL # | # OF ACRES |
|----|----|------|------|------|--------|----------|------------|
| SW | SW | 3 | 25 | 20 | Chelan | | 9.6 |

DO YOU OWN ALL THE LANDS IN THE PROPOSED PLACE OF USE? YES NO – IF NO, PROVIDE OWNER(S) NAME:
Parcels: 252003330150, 252003330050, 252003330100

Attach a detailed map of your proposed change/transfer. The map should show existing and proposed point(s) of diversion/withdrawal, place of use and any other features involved with this application. If platted property, please include a certified copy of the plat map.

Are there any ADDITIONAL WATER rights OR CLAIMS RELATED to the same property as the ONE PROPOSED FOR CHANGE/TRANSFER?
YES ☐ NO – IF YES, PROVIDE THE WATER RIGHT/CLAIM NUMBER(S):
Are there other water rights? S4-02020JC, WRC 300367CL

6. Remarks and Other Relevant Information:

This water right change is part of the Roaring Creek Flow Restoration and Barrier Removal Project. The users of the only two diversions on the creek are seeking changes in points of diversion. The Upper Diversion (UD) users are seeking to move the point of diversion to a new location on the mainstem Entiat. The existing diversion with 7 water rights, plus the 6 water rights associated with the lower diversion (LD) divert 1.5 cfs, an amount greater than the base flow of Roaring Creek, an important stream for ESA listed steelhead rearing. Roaring Creek is within the Lower Entiat River Assessment Unit (RM 0.0-16.2) of the Entiat subbasin. The ESA listed salmonids that utilize the mainstem Entiat River within the Lower AU and project portion of the subbasin include endangered Upper Columbia River spring Chinook (*Oncorhynchus tshawytscha*), as well as endangered steelhead (*Oncorhynchus mykiss*) and threatened bull trout (*Salvelinus confluentus*). Non-listed salmonids such as summer Chinook and Coho, and resident fish species such as westslope cutthroat trout are also found here.

The primary goal of this change is to improve flow conditions in Roaring Creek for the benefit of steelhead rearing. The water would be transferred to trust for instream flow.

This project addresses limiting factors and implements actions recommended in the Entiat WRIA 46 Watershed Management Plan approved in 2004, the Entiat Subbasin Plan, and draft Upper Columbia Salmon Recovery Plan. Therefore, we request expedited processing under WAC 173-152-050(2)(b) and (3)(a).

Concurrent with this application, water right change applications are being filed to move the UD POD from Roaring Creek upper diversion to a new location on the Entiat River, at location beneath the old Roaring Creek bridge (~RM 5.9) on the Chelan County Right of way or beneath the new Roaring Creek bridge (~RM 6.0) and on the Chelan County right of way, and provide an irrigation well on property for the largest of two landowners on the LD.

See Attachment A for list of Roaring Creek Water Users
See Attachment B for an explanation of all water rights involved with this project.
See Attachment C list of parcels associated with water rights in Roaring Creek Flow Restoration and Barrier Removal Project.
Additional documents include maps and other exhibits.

IF FOR SEASONAL OR TEMPORARY, START DATE ____/____/____ END DATE ____/____/____

Certain applications may incur a Real Estate Excise Tax liability for the seller of the water rights. The Department of Revenue has requested notification of potential taxable water right related actions and therefore may be provided with a copy of this request.

Please contact the State Department of Revenue for further information. The phone number is (360) 570-3265. The address is: Department of Revenue, Real Estate Excise Tax, PO Box 47477, Olympia, WA 98504-7477.

7. Signatures:

I certify that the information above is true and accurate to the best of my knowledge. I understand that in order to process my application, I am hereby granting staff from the Department of Ecology or the County Conservancy Board access to the above site(s) for inspection and monitoring purposes. If assisted in the preparation of the above application, I understand that all responsibility for the accuracy of the information rests with me.

| | |
|--|------------------------|
| <u>Dan L. Wood</u> | <u>10 / 24 / 12</u> |
| (Applicant) | (Date) |
| <u>Dan L. Wood</u> | <u>10 / 24 / 12</u> |
| (Water Right Holder) | (Date) |
| <u>DAN L. Wood</u> | <u>10 / 24 / 12</u> |
| <u>Dan L. Wood</u> | <u>10 / 24 / 12</u> |
| (Land Owner(s) of Existing Place of Use) | (Date) |
| _____ | _____ |
| (Applicant) | (Date) |
| _____ | <u>/ /</u> |
| (Water Right Holder) | (Date) |
| _____ | <u>/ /</u> |
| _____ | <u>/ /</u> |
| (Land Owner(s) of Existing Place of Use) | (Date) |
| <u>Gerald R Wood</u> | <u>Oct / 28 / 2012</u> |
| (Applicant) | (Date) |
| <u>Gerald R Wood</u> | <u>Oct / 28 / 2012</u> |
| (Water Right Holder) | (Date) |
| <u>GERALD R Wood</u> | <u>Oct / 28 / 2012</u> |
| _____ | <u>/ /</u> |
| (Land Owner(s) of Existing Place of Use) | (Date) |
| <u>[Signature]</u> | <u>11 / 1 / 12</u> |
| (Applicant) | (Date) |
| <u>[Signature]</u> | <u>11 / 1 / 12</u> |
| (Water Right Holder) | (Date) |
| <u>[Signature]</u> | <u>11 / 1 / 12</u> |
| <u>Mike Cadogan</u> | <u>11 / 1 / 12</u> |
| (Land Owner(s) of Existing Place of Use) | (Date) |
| _____ | <u>/ /</u> |
| (Applicant) | (Date) |
| _____ | <u>/ /</u> |
| (Water Right Holder) | (Date) |
| _____ | <u>/ /</u> |
| _____ | <u>/ /</u> |
| (Land Owner(s) of Existing Place of Use) | (Date) |
| _____ | <u>/ /</u> |
| (Applicant) | (Date) |
| _____ | <u>/ /</u> |
| (Water Right Holder) | (Date) |
| _____ | <u>/ /</u> |
| _____ | <u>/ /</u> |
| (Land Owner(s) of Existing Place of Use) | (Date) |

IMPORTANT! APPLICATION FILING INFORMATION IS PROVIDED ON THE NEXT PAGE.

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

- ☐ APPLICATION FEE NOT ENCLOSED ☐ MAP NOT INCLUDED or INCOMPLETE
☐ ADDITIONAL SIGNATURES REQUIRED ☐ SECTION _____ IS INCOMPLETE
☐ OTHER/EXPLANATION: _____

STAFF: _____ **DATE:** ____/____/____

Attachment A: Roaring Creek Water Users

| | | |
|--|------------------------------------|--------------------------|
| APPLICANT/BUSINESS NAME Taylor Farms (Michael Jurgens) | PHONE NO. (509) 669-6349 | FAX NO. () |
| ADDRESS 23 S Wenatchee Ave | | |
| CITY Wenatchee | STATE WA | ZIP CODE 98801 |

| | | |
|--|------------------------------------|--------------------------|
| APPLICANT/BUSINESS NAME Dan Wood | PHONE NO. (509) 784-2247 | FAX NO. () |
| ADDRESS 6610 Roaring Creek Road | | |
| CITY Entiat | STATE WA | ZIP CODE 98822 |

| | | |
|--|------------------------------------|--------------------------|
| APPLICANT/BUSINESS NAME Gerry Wood | PHONE NO. (509) 784-1365 | FAX NO. () |
| ADDRESS 6588 Roaring Creek | | |
| CITY Entiat | STATE WA | ZIP CODE 98822 |

| | | |
|--|------------------------------------|--------------------------|
| APPLICANT/BUSINESS NAME Jim and Marylou Brooks | PHONE NO. (509) 630-0761 | FAX NO. () |
| ADDRESS 6644 Roaring Creek | | |
| CITY Entiat | STATE WA | ZIP CODE 98822 |

| | | |
|--|------------------------------------|--------------------------|
| APPLICANT/BUSINESS NAME Joyce Keen | PHONE NO. (541) 220-1349 | FAX NO. () |
| ADDRESS 2931 SE Clay St | | |
| CITY Albany | STATE OR | ZIP CODE 99322 |

| | | |
|---|------------------------------------|--------------------------|
| APPLICANT/BUSINESS NAME Carl Keen | PHONE NO. (503) 784-1008 | FAX NO. () |
| ADDRESS 6334 Roaring Creek Road | | |
| CITY Entiat | STATE WA | ZIP CODE 98822 |

| | | |
|---|------------------------------------|--------------------------|
| APPLICANT/BUSINESS NAME Glen Wood | PHONE NO. (509) 784-1960 | FAX NO. () |
| ADDRESS 6619 Roaring Creek Road | | |
| CITY Entiat | STATE WA | ZIP CODE 98822 |

| | | |
|--|------------------------------------|--------------------------|
| APPLICANT/BUSINESS NAME Michael Cada | PHONE NO. (509) 784-3649 | FAX NO. () |
| ADDRESS 6435 Roaring Creek Road | | |
| CITY Entiat | STATE WA | ZIP CODE 98822 |